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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: PTQ-0027
Inventors: Van Eyk et al.
Serial No.: 09/115,589
Filing Date: July 15, 1998
Examiner: S. Gucker
Group Art Unit: 1647
Title: Methods of Diagnosing Muscle Damage

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I "Express Mail" Label No. EL722985703US
Date of Deposit September 4, 2001

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By Kathleen A. Tyrrell
Typed Name: Kathleen A. Tyrrell, Registration No. 38,350

BOX SEQUENCE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS
FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURE**

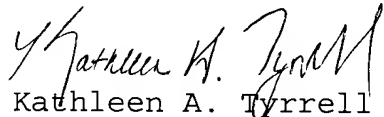
In response to the "Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures" which was included in the Notice of Missing Parts dated July 3, 2001, a response to which is due August 3, 2001, enclosed herewith is:

() Amendment under 1.825;

- () Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825;
- () Substitute pages of the Sequence Listing;
- () Substitute copy of the computer readable form of amended Sequence Listing;
- (XX) Copy of Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
- (XX) Petition for One (1) Month Extension of Time;
- (XX) Other: Amendment to Specification.

The Commissioner is hereby authorized to charge any underpayment associated with this communication or credit any overpayment to Deposit Account No. 50-1619. This sheet is attached in duplicate.

Respectfully submitted,



Kathleen A. Tyrrell
Registration No. 38,350

Date: September 4, 2001

Licata & Tyrrell P.C.
66 E. Main Street
Marlton, New Jersey 08053

(856) 810-1515

#16 DB 9/13/01

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Small Entity)

Docket No.
PTQ-0027

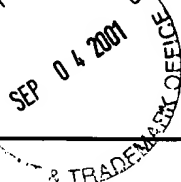
In Re Application Of: **Van Eyk et al.**

Serial No.
09/115,589

Filing Date
July 15, 1998

Examiner
S. Gucker

Group Art Unit
1647

Invention: **METHODS OF DIAGNOSING MUSCLE DAMAGE**
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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of **July 3, 2001** in the above-identified application.

Date

The requested extension is as follows (check time period desired):

☒ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: **August 4, 2001**
Date

until: **September 3, 2001**
Date

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- ☐ is enclosed.
- ☒ has already been filed in this application.

The fee for the extension of time is **\$55** and is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-1619**
A duplicate copy of this sheet is enclosed.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1619** A duplicate copy of this sheet is enclosed.

Kathleen A. Tyrrell
Signature

Kathleen A. Tyrrell
Reg. No. 38,350
Licata & Tyrrell P.C.
66 E. Main Street
Marlton, NJ 08053
Tel: 856-810-1515
Fax: 856-810-1454

Dated: **September 4, 2001**

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I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence
Typed or Printed Name of Person Mailing Correspondence

CC:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Van Eyk et al.

Docket No.

PTQ-0027

Serial No.
09/115, 589Filing Date
July 15, 1998Examiner
S. GuckerGroup Art Unit
1647

Invention:

METHODS OF DIAGNOSING MUSCLE DAMAGE

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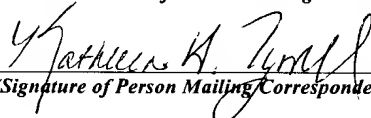
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I hereby certify that the following correspondence:

Response to Notice to Comply; Copy of Notice to Comply; Petition for Extension of Time (Small Entity) and Amendment to Specification*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on

September 4, 2001*(Date)*Kathleen A. Tyrrell*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EL722985703US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**